

IN THE DISTRICT COURT OF GUAM  
TERRITORY OF GUAM  
CRIMINAL MINUTES

DISTRICT COURT OF GUAM

JUN - 9 2005

MARY L.M. MORAN  
CLERK OF COURT

CASE NO. CR-05-00021

DATE: 06/09/2005

HON. RICARDO S. MARTINEZ, Designated Judge, Presiding

Law Clerk: None Present

Court Reporter: Wanda M. Miles

Courtroom Deputy: Virginia T. Kilgore

Hearing Electronically Recorded: 10:07:33 - 10:17:40

CSO: B. Pereda

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\*\*\*\*\* APPEARANCES \*\*\*\*\*

DEFT: BRIAN WILLIAM ELM

ATTY: JOHN GORMAN

(X) PRESENT ( ) CUSTODY (X) BOND ( ) P.R.

(X) PRESENT ( ) RETAINED (X) FPD ( ) CJA APPOINTED

U.S. ATTORNEY: MARIVIC DAVID

AGENT: JOHN QUINTANILLA, ATF

U.S. PROBATION: CHRISTOPHER DUENAS

U.S. MARSHAL: F. TAITAGUE

INTERPRETER: \_\_\_\_\_ ( ) SWORN LANGUAGE: \_\_\_\_\_  
( ) PREVIOUSLY SWORN

PROCEEDINGS: CHANGE OF PLEA

- ( ) COMPLAINT READ TO DEFENDANT  
( ) FINANCIAL AFFIDAVIT REVIEWED AND ACCEPTED: \_\_\_\_\_, ATTORNEY APPOINTED  
(X) DEFENDANT SWORN AND EXAMINED: AGE: 29 HIGH SCHOOL COMPLETED: G.E.D.  
(X) DEFENDANT ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES  
( ) REMOVAL/IDENTITY HEARING ( ) CONDUCTED ( ) WAIVED ( ) SET FOR: \_\_\_\_\_ at \_\_\_\_\_  
( ) WARRANT OF REMOVAL ISSUED  
( ) GOV'T SUMMARIZES THE EVIDENCE ( ) GOV'T SUBMITS TO THE PLEA AGREEMENT  
(X) COURT QUESTIONS DEFENDANT REGARDING HIS PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANT OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA  
( ) DEFENDANT WAIVE READING OF ( ) COMPLAINT ( ) INFORMATION ( ) INDICTMENT  
(X) PLEA ENTERED: (X) GUILTY ( ) NOT GUILTY - TO: FELON IN POSSESSION OF A FIREARM  
( ) COUNT(S) \_\_\_\_\_ DISMISSED ON GOVERNMENT'S MOTION  
( ) PLEA AGREEMENT FILED: NO WRITTEN PLEA AGREEMENT PLEA: (X) ACCEPTED ( ) REJECTED  
( ) COURT ORDERS PLEA AGREEMENT SEALED  
( ) COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: \_\_\_\_\_ FOR RECOMMENDATION.  
(X) SENTENCING DATE: SEPTEMBER 7, 2005 at 11:00 A.M. ( ) STATUS HEARING: \_\_\_\_\_ at \_\_\_\_\_  
(X) PRESENTENCE REPORT ORDERED AND DUE: AUGUST 3, 2005  
( ) PRELIMINARY EXAMINATION SET FOR: \_\_\_\_\_  
( ) ARRAIGNMENT SET FOR: \_\_\_\_\_ at \_\_\_\_\_  
( ) TRIAL SET FOR: \_\_\_\_\_

PROCEEDINGS CONTINUED TO: \_\_\_\_\_ at \_\_\_\_\_

- ( ) DEFENDANT TO BE RELEASED ON BOND (see release conditions on page 2)  
( ) DEFENDANT REMANDED TO THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR ( ) PROCESSING ( ) DETENTION  
( ) DETENTION HEARING REQUESTED BY GOV'T DEFT IS SET FOR: \_\_\_\_\_ at \_\_\_\_\_  
(X) DEFENDANT RELEASED ON BAIL AS PREVIOUSLY ORDERED BY THIS COURT

NOTES:

Defendant entered his plea of guilty without a written plea agreement. Defense stated for the record that his client is presently released in this Court, however, he is detained in the local court.

Courtroom Deputy: 